



13281 U.S.PTO

## REQUEST FORM FOR APPLICATION UNDER 37 CFR 1.53(b)

22553 U.S.PTO  
10/759170

DOCKET NUMBER: 50432-685

Prior Application:

Art Unit: 2811  
Examiner: Vu, Hung K.

BOX  
FEE  
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Divisional application under 37 CFR 1.53(b) of pending prior application

Serial No. 10/115,245, filed on April 4, 2002, entitled **PROTECTION OF LOW-K ILD DURING**

**DAMASCENE PROCESSING WITH THIN LINER**, by the following named inventors: Minh Van NGO,

Christy Mei-Chu WOO, Steven C. AVANZINO, John E. SANCHEZ, Jr. , Suzette K. PANGRLE.

1.  I hereby state that the enclosed application contains no new matter.
2. Oath or Declaration
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63(d))
    - i.  Deletion of inventor(s)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
3.  Incorporation By Reference (useable if Box 2b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
4.  Preliminary Amendment is enclosed.
5.  An Information Disclosure Statement and PTO1449 Form are submitted herewith.
6.  Cancel claims 1-11.

7. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

|   | NO. OF CLAIMS |     | EXTRA CLAIMS | RATE      | AMOUNT          |
|---|---------------|-----|--------------|-----------|-----------------|
| Total Claims  | 9             | -20 | 0            | \$18.00 = | \$0.00          |
| Independent Claims  | 1             | -3  | 0            | \$86.00 = | \$0.00          |
| Basic Application Fee                                     |               |     |              |           | \$770.00        |
| If multiple dependent claims are presented, add \$0.00    |               |     |              |           | \$0.00          |
| Total Application Fee                                     |               |     |              |           | \$770.00        |
| Subtract ½ if small entity                                |               |     |              |           | \$0.00          |
| <b>TOTAL APPLICATION FEE DUE</b>                          |               |     |              |           | <b>\$770.00</b> |
| <b>AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. 500417</b> |               |     |              |           | <b>\$770.00</b> |

- 7a.  Enclosed is a Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.
- 7b.  A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired.
- 8a.  **PLEASE CHARGE DEPOSIT ACCOUNT 500417 in the amount of \$770.00**
- 8b.  The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application Serial No. 10/115,245 or credit any overpayment to Deposit Account No. 500417.
9.  Amend the specification by inserting before the first line the sentence:  
--This application is a divisional of Application Serial No. 10/115,245 filed April 4, 2002--
10.  Priority of Application Serial No. filed on , in is claimed under 35 USC 119. The certified priority document(s) were filed in Serial No. [case\_serial\_number] on .
11.  The prior application is assigned of record to

**ADVANCED MICRO DEVICES, INC.**  
Sunnyvale, California

12.  The power of attorney in the prior application is to:

McDermott, Will & Emery

13.  Also enclosed:  
Transmittal of Formal Drawings.

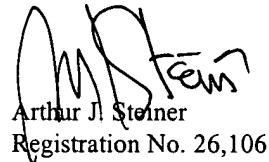
14.  A petition, fee and response has been filed to extend the term in the pending prior application until .

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

McDermott, Will & Emery  
600 13th Street, N.W.  
Washington, DC 20005-3096

Respectfully submitted,

MCDERMOTT, WILL & EMERY

  
Arthur J. Steiner  
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Facsimile: (202) 756-8087  
**Date: January 20, 2004**

Docket No.: 50432-685

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
Minh Van NGO, et al. : Confirmation Number:  
Serial No.: Divisional of Appl. No.  
10/115,245 : Group Art Unit:  
Filed: January 20, 2004 : Examiner:  
For: PROTECTION OF LOW-K ILD DURING DAMASCENE PROCESSING WITH THIN LINER

**TRANSMITTAL OF FORMAL DRAWINGS**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Four (4) pages of formal drawings are submitted herewith.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

  
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Registration No. 26,106

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**Date: January 20, 2004**